

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

DELPHINE ALLEN, et al.,
Plaintiffs,
v.
CITY OF OAKLAND, et al.,
Defendants.

MASTER CASE FILE
NO. COO-4599 TEH

ORDER RE: CONTENTS AND
DELIVERY OF WEEKLY
REPORTS

12 Defendants are under order of this Court to prepare weekly written reports discussing
13 “progress achieved, problems identified, and any other factors relevant to compliance for the
14 tasks in each area [internal affairs, use of force and supervisory control, stop data, the
15 personnel assessment system, training, and discipline] during the immediately preceding
16 calendar week (Sunday through Saturday).” Aug. 31, 2010 Order at 2-3. These reports must
17 be submitted via electronic mail to the Monitor and to Plaintiffs’ counsel by 12:00 noon,
18 Pacific time, on each Wednesday, unless the Monitor exercises his discretion to extend the
19 deadline for any particular week.

20 While Defendants' initial weekly reports provided useful information, the reports have
21 become more generalized and less reflective. Defendants' earlier submissions make clear
22 that Defendants know how to produce weekly reports that will be useful to the Monitor and
23 the Court – as well as to Defendants themselves as they seek to establish the accountability
24 and sustainability required in this case – and the Court is troubled that the reports' contents
25 have deteriorated with time. As with all other issues, the Court is in regular communication
26 with the Monitor concerning the contents of these reports, and Defendants are strongly
27 encouraged to consult closely with the Monitor, who will be able to advise them on how to
28 prepare their reports in an acceptable manner. If Defendants continue to produce reports that

1 do not contain meaningful self-reflection on their progress, this Court will have no choice but
2 to take further action, which may include a public hearing and possible sanctions.

3 In addition, it has come to the Court's attention that, on at least one occasion, the
4 weekly reports have not been delivered in a timely fashion to Plaintiffs' counsel. Daily
5 monetary sanctions may be expected for any future late submissions to either the Monitor or
6 Plaintiffs' counsel. The first day's sanction will be imposed for reports submitted on the due
7 date but after the designated time deadline; submissions on the following day will incur a
8 second day's sanction; and so on.

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10 **IT IS SO ORDERED.**

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12 Dated: 11/24/10



13 THELTON E. HENDERSON, JUDGE
14 UNITED STATES DISTRICT COURT

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